

ORIGINAL



PINNACLE WEST
CAPITAL CORPORATION
LAW DEPARTMENT



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December 16, 2005

HAND-DELIVERED

Commissioner Mike Gleason
ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, Arizona 85007-2996

RE: APS Rate Case; Docket No. E-01345A-05-0816

Dear Commissioner Gleason:

APS has completed its response to your letter of November 23, 2005. As Steve Wheeler indicated in his letter to you of December 12, 2005, and as we explained to your staff, APS cannot submit the requested data in the above rate case docket or even provide it to Utilities Division Staff in that proceeding because it contains confidential financial projections that have not been publicly released. APS does not yet have a Protective Agreement with Utilities Division Staff in the pending rate case matter.

APS does have a Protective Agreement in place with Utilities Division Staff for both the PSA surcharge and PSA Plan of Administration proceedings, and thus the requested confidential information was provided yesterday to Utilities Division Staff in those two proceedings. I realize this appears to be a hyper-technicality, but that is sometimes necessary with these matters, and I wish to apologize personally for any confusion this may have caused.

Sincerely,

Thomas L. Mumaw

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